Sir:

PATENT Attorney Docket No. 101.0053-01000 Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Confirmation No.: 4993
Gary Karlin Michelson	·
Serial No.: 10/047,545) Group Art Unit: 3764
Filed: January 16, 2002) Examiner: Michael Brown
For: THREADED FRUSTO-CONICAL)
INTERBODY SPINAL FUSION	
IMPLANTS	REGEIVED
	Central Fax Genter
	JAN 2 7 2006
Mail Stop RCE	JMI 2 / 2000
Commissioner for Patents	
P.O. Box 1450	
Alexandria, VA 22313-1450	•

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed concurrently with a Request for Continued Examination (RCE) in the above-referenced application.

Applicant respectfully requests that the Examiner consider the listed document and indicate that it was considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claims in the application and Applicant determines that the cited document does not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-3726.

Respectfully submitted,

MARTIN & FERRARO, LLP

Date: January 27, 2006

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Substitute for FORM PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION			Attorney Docket 101.0053-01000	Attorney Docket Number Customer No.				
				Applicant		Application Number		
			Gary K. Michelsor					
	(Use several sheets if necessary)		Filing Date			+		
Sheet <u>1</u> of <u>1</u>		January 16, 2002		3764	''''	Examiner M. Brown		
		U.S. PATEN	T DOCUMENTS					
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILI	NG DATE IF	
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